

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SHERYL THOMPSON, individually and as
administrator of the ESTATE OF ASPEN
ROBERTSON, FRANK ROBERTSON,
individually and as administrator of the
ESTATE OF ASPEN ROBERTSON, and the
ESTATE OF ASPEN ROBERTSON,

Plaintiffs,

-against-

UNITED STATES OF AMERICA,
STATE OF NEW YORK, NEW YORK STATE
DEPARTMENT OF TRANSPORTATION,
GILBANE BUILDING COMPANY
OF NEW YORK, SMITH-MILLER AND
HAWKINSON ARCHITECTS LLP,
NORTHLAND ASSOCIATES, INC.,
RIFENBURG CONSTRUCTION, INC.,
ABIDE INTERNATIONAL, INC., ABIDE-
KASHIA JV2 LLC, ABIDE-KASHIA JV3 LLC,
ABIDE KASHIA JV4 LLC,

Defendants.

RULE 41(a)
STIPULATION OF
DISMISSAL

8:24-cv-1163
8:24-cv-1318
8:24-cv-1334
(GTS/DJS)

**STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P.
41(A)(1)(A)(II) IT IS HERBY STIPULATED AND AGREED** by and between the parties
and/or their respective counsel(s) that the above-captioned actions, including cross claims, are
voluntarily dismissed, with prejudice, against the defendant(s) STATE OF NEW YORK and NEW
YORK STATE DEPARTMENT OF TRANSPORTATION pursuant to the Federal Rules of Civil
Procedure 41(a)(1)(A)(ii), and without costs to Plaintiff and as among each other.

Dated: 2/4, 2025
Marlton, New Jersey

By:



Deborah Dunn, Esq.
Counsel for the Plaintiffs
Stark & Stark, P.C.
40 Lake Center Executive Park
401 Route 73 North
Marlton, NY 08053

Dated: April 7, 2025
New York, New York

By:

s/ Scott Laird, Esq.

Scott Laird, Esq.
Andrew L. Magulis, Esq.
Counsel for Defendant and Cross Claimant
Gilbane Building Company
Ropers Majeski PC
800 Third Avenue – 29th Floor
New York, NY 10022

Dated: February 20, 2025
Syracuse, New York

By:

s/ Kelly Joseph Pare, Esq.

Elizabeth A. Hoffman, Esq.
Kelly Joseph Pare, Esq.
Counsel for Defendant and Cross Claimant
Northland Associates, Inc.
Costello, Cooney & Fearon, PLLC
211 W. Jefferson Street
Syracuse, NY 13202

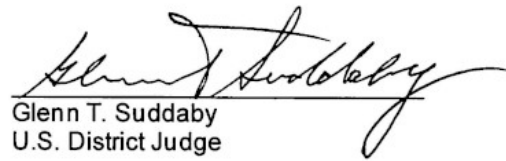
Dated: February 5, 2025
Syracuse, New York

LETITIA JAMES
Attorney General of the State of New York
Attorney for Defendants New York State
and NYSDOT

By: s/ Elizabeth Lombardi
Elizabeth Lombardi, Esq.
Office of the Attorney General
300 S. State Street, Suite 300
Syracuse, New York 13202
Bar Roll No. 520633

Dated: April 8, 2025
Syracuse, New York

SO ORDERED:


Glenn T. Suddaby
U.S. District Judge